

**FILED**

**MAR 11 2005**

**Board of Vocational Nursing  
and Psychiatric Technicians**

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Attorneys for Complainant

**BEFORE THE  
DEPARTMENT OF CONSUMER AFFAIRS FOR THE  
BOARD OF VOCATIONAL NURSING AND PSYCHIATRIC TECHNICIANS  
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

Case No.

**PHARAOH E. BROOKS, A.K.A.,  
PHARAOH ELISHA BROOKS**

**ACCUSATION**

2540 W. Euclid  
Stockton, California 95204

and/or

C/O High Desert State Prison  
CDC No. G16908

P.O. Box 750  
Susanville, California 96127-0750

475-750 Rice Canyon Road  
Susanville, California 96127

Vocational Nurse License No. VN 214384

Respondent.

Teresa Bello-Jones, J.D., M.S.N., R.N. ("Complainant") alleges:

**PARTIES**

1. Complainant brings this Accusation solely in her official capacity as the  
Executive Officer of the Board of Vocational Nursing and Psychiatric Technicians ("Board"),  
Department of Consumer Affairs.

**Vocational Nurse License**

2. On or about April 13, 2005, the Board issued Vocational Nurse License

No. VN 214384 to Pharaoh E. Brooks, also known as Pharaoh Elisha Brooks ("Respondent").  
The vocational nurse license expired on October 31, 2006.

### **STATUTORY PROVISIONS**

3. Section 2875 of the Business and Professions Code ("Code") provides, in pertinent part, that the Board may discipline the holder of a vocational nurse license for any reason provided in Article 3 (commencing with Code section 2875) of the Vocational Nursing Practice Act.

4. Code section 118, subdivision (b) provides, in pertinent part, that the expiration of a license shall not deprive the Board jurisdiction to proceed with a disciplinary action during the period within which the license may be renewed, restored, reissued or reinstated. Under Code section 2892.1, the Board may renew an expired license at any time within four years after the expiration.

5. Code section 2878 states, in pertinent part:

The Board may suspend or revoke a license issued under this chapter [the Vocational Nursing Practice Act (Bus. & Prof. Code, § 2840, et seq.)] for any of the following:

(f) Conviction of a crime substantially related to the qualifications, functions, and duties of a licensed vocational nurse, in which event the record of the conviction shall be conclusive evidence of the conviction.

### **COST RECOVERY**

6. Code section 125.3 provides, in pertinent part, that the Board may request the administrative law judge to direct a licensee found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

### **CAUSE FOR DISCIPLINE**

#### **(Criminal Conviction)**

7. Respondent is subject to disciplinary action under Code section 2878, subdivision (f) in that on March 5, 2008, in the case of *People vs. Pharaoh Elisha Brooks* (Sup. Ct., San Joaquin Cty, 2006, Case No. LF009287A), Respondent was convicted, by a jury of

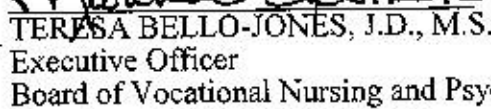
1 violations of Penal Code sections 664/187 [attempted willful murder], 245, subdivision (a)(1)  
2 [assault by means of force likely to produce great bodily injury or with a deadly weapon]; and  
3 459 [first degree residential burglary], all felonies. The latter two charges included  
4 enhancements pursuant to Penal Code section 12022.7, subdivision (a) [great bodily injury]. The  
5 circumstances of the crime are that on June 24, 2006, Respondent entered a residence and began  
6 hitting the victim, M.L., in the back of the head with a baseball bat resulting in life threatening  
7 injuries to the victim. Such conduct is substantially related to the qualifications, functions or  
8 duties of a licensed vocational nurse.

9 **PRAYER**

10 **WHEREFORE**, Complainant requests that a hearing be held on the matters  
11 herein alleged, and that following the hearing, the Board of Vocational Nursing and Psychiatric  
12 Technicians issue a decision:

- 13 1. Revoking or suspending Vocational Nurse License Number VN 214384,  
14 issued to Pharaoh E. Brooks, also known as Pharaoh Elisha Brooks;
- 15 2. Ordering Pharaoh E. Brooks, also known as Pharaoh Elisha Brooks to pay  
16 the Board of Vocational Nursing and Psychiatric Technicians the reasonable costs of the  
17 investigation and enforcement of this case, pursuant to Code section 125.3; and,
- 18 3. Taking such other and further action as deemed necessary and proper.

19  
20 DATED: March 11, 2009

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23 **TERESA BELLO-JONES, J.D., M.S.N., R.N.**  
24 Executive Officer  
25 Board of Vocational Nursing and Psychiatric Technicians  
26 Department of Consumer Affairs  
27 State of California  
28 Complainant